



Jeff Macy "In Pro Per"  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

JEFF MACY, as an individual,

PLAINTIFF,

vs.

CALIFORNIA HIGHWAY PATROL, a State  
Agency; Officer CHRISTOPHER BATES,  
Supervisor Officer Sergeant JEFFREY  
O'BRIEN, & DOES 1-10, inclusive,

DEFENDANTS.

Case No.: 5:23-cv-02245-RGK-BFM

**STATEMENT OF GENUINE DISPUTES OF  
MATERIAL FACT**

Date: March 18, 2025

Time: 10:00 a.m.

Courtroom: 780

Judge: Hon. Brianna Fuller Mircheff

Trial Date: Not Set

Action Filed: 5/06/2024

Moving Plaintiff Jeff Macy hereby submits his Statement of Uncontroverted  
Facts in Support Evidence in support of his motion for summary judgment,  
pursuant to Local Rule 56-1, et seq.

Moving Party's Uncontroverted Facts & Conclusions of Law	Opposing Party's Response to Cited Fact & Conclusions of Law
1. On June 27, 2023, at approximately 1255 hours, Officer C. Bates, was on routine patrol when he observed four people (three passengers and one driver) seated in a white Isuzu box truck traveling the opposite direction on State Route 18, near Arrowhead Villa Road.	A. On June 27, 2023, Plaintiff & Family were driving home from the Heaps Peak Transfer Station Dump at 12:09 P.M. on Highway 18.

*Evidence:*

Declaration of Christopher Bates  
(Bates Decl.), ¶13;

10/1/24 Deposition of Jeff Macy,  
Excerpts, (Macy Dep.) 29:15-17  
(Attached as Exhibit D to Declaration  
of Julio A. Hernandez);

Macy Video Transcript, 2:15-3-5; 7:12-  
25; 13:14-23 (Attached as Exhibit E to  
Declaration of Julio A. Hernandez);

Macy Video timestamp 04:58-05:25  
(Attached as Exhibit F to Declaration  
of Julio A. Hernandez)

*Evidence:*

Entirety of Macy Video.

2. Based on his training & experience,  
Officer Bates suspected one of the  
passengers was not properly seat  
belted because that particular  
vehicle with a single cab can only  
seat a maximum of two  
passengers and one driver.

B. On October 23-24, 2023, Case #: 23IN-065744. Officer Bates admitted to being improperly trained. The judge asked if Plaintiff Jeff Macy wanted the win. Jeff Macy was proven innocent of the seat belt misdemeanor infraction traffic ticket; & \$153 money was returned in full.

<i>Evidence:</i> Bates Decl., ¶13;	<i>Evidence:</i> Plaintiff's Declaration in Support of Opposition to Motion for Summary Judgment
3. As a result of the potential seatbelt violation he observed, Officer Bates concluded that a traffic enforcement stop was warranted.	C. Officer Bates parked on the opposite direction on Highway 18 assumed there was a potential seatbelt violation.
<i>Evidence:</i> Bates Decl., ¶13;	<i>Evidence:</i> Bates Decl., ¶13;
4. Officer Bates then commenced a traffic enforcement stop by turning on the overhead lights, & following the box truck.	D. Officer Bates turned on his vehicle's overhead lights & proceeded to follow Plaintiff's box truck.
<i>Evidence:</i> Bates Decl., ¶13; Macy Dep. 32:14-33:2	<i>Evidence:</i> Bates Decl., ¶13; Macy Dep. 32:14-33:2
5. About two minutes later, the box truck stopped on a highway turn off & Officer Bates stopped behind the box truck.	E. Plaintiff Jeff Macy saw an enforcement vehicle with overhead lights on, so he proceeded to turn onto the turn off & stop.
<i>Evidence:</i>	<i>Evidence:</i>

Bates Decl., ¶4; Macy Dep. 34:14-18, 35:7-9.	Bates Decl., ¶4; Macy Dep. 34:14-18, 35:7-9.
6. Officer Bates then exited his patrol vehicle, & proceeded to contact the driver of the Isuzu, Plaintiff Jeff Macy, by speaking to him through passenger's side door window.	F. Officer Bates got out of his vehicle & approached Plaintiff's side door window to talk to him with his folded over nametag. Officer Bates refused to give his name or even identify himself as required by California.
<i>Evidence:</i> Bates Decl., ¶4; Macy Dep. 35:10-19.	<i>Evidence:</i> Bates Decl., ¶4; Macy Dep. 35:10-19.
7. Officer Bates then requested from Plaintiff Macy his driver's license, registration, & proof of insurance.	G. Plaintiff Macy gave Officer Bates his driver's license, registration, & proof of insurance as requested.
<i>Evidence:</i> Bates Decl., ¶4; Macy Dep. 37:17-38:2; 38:16-19.	<i>Evidence:</i> Bates Decl., ¶4; Macy Dep. 37:17-38:2; 38:16-19.
8. Officer Bates then explained to Plaintiff Macy the enforcement stop was due to a potential seatbelt violation.	H. Plaintiff Macy was told by Officer Bates that he was pulled over for a passenger not being secured by a seatbelt.
<i>Evidence:</i>	<i>Evidence:</i>

Bates Decl., ¶14; Macy Dep. 36:10-19.	Bates Decl., ¶14; Macy Dep. 36:10-19.
<p>9. Upon inspection of the interior of the Isuzu, from the passengers' side window &amp; in plain-view Officer Bates determined the passenger seated adjacent to the driver was not seated in a designated seating position while sitting on a pillow &amp; merely secured by an aftermarket lap belt &amp; therefore not properly restrained.</p> <p><i>Evidence:</i></p> <p>Bates Decl., ¶14; Macy Dep. 36:25-37:9, 104:18-22; Macy Video Transcript 25:8-14;</p>	<p>I. Officer Bates stepped up, put his hand inside the cab, &amp; leaned into Plaintiff's vehicle to investigate without consent from the vehicle owner.</p> <p><i>Evidence:</i></p> <p>Macy Video Transcript 11:09-11:27.</p>
<p>10. Officer Bates then returned to his patrol car to confirm the information provided by Plaintiff Macy, fill out the citation, &amp; confer with the California Vehicle Code.</p> <p><i>Evidence:</i></p> <p>Bates Decl., ¶15; Macy Dep. 38:20-22.</p>	<p>J. Officer Bates went back to his patrol car with Plaintiff's driver's license, registration, &amp; proof of insurance.</p> <p><i>Evidence:</i></p> <p>Bates Decl., ¶15; Macy Dep. 38:20-22.</p>

<p>11. After about 5 or 6 minutes, Officer Bates completed the citation &amp; wrote Plaintiff Macy CHP 215 form, "Notice to Appear for violating §27315(e) - 'Passenger not restrained.'"</p> <p>Evidence: Bates Decl., ¶15;</p>	<p>K. Over 10 minutes passed, so Plaintiff Macy exited his vehicle to check what was happening with Officer Bates.</p> <p>Evidence: Macy Video Transcript 0:45-1:00.</p>
<p>12. Thereupon, Officer Bates returned to the passengers' side window to complete the traffic stop by issuing the citation.</p> <p>Evidence: Bates Decl., ¶15; Macy Dep. 60:13-19, 61:22-62:4,</p>	<p>L. As Plaintiff Macy approached Officer Bates' patrol car, Officer Bates was flipping through his California Vehicle Code to try &amp; find a violation.</p> <p>Evidence: Macy Video Transcript 0:45-1:45.</p>
<p>13. However, As Officer Bates attempted to issue the citation, Plaintiff Macy expressed his disagreement &amp; stated his passenger was seat belted properly as she was restrained by an after-market installed seatbelt.</p>	<p>M. Plaintiff Macy asked Officer Bates what vehicle code he violated. Officer Bates said it was §27315(e), which states "A person 16 years of age or over shall not be a passenger in a motor vehicle on a highway unless that person is</p>

<p><i>Evidence:</i> Bates Decl., ¶5; see Macy Dep. 37:3-9; Macy Video Transcript 2:1-14; Macy Video timestamp 03:11-03:31.</p>	<p>properly restrained by a safety belt. This subdivision does not apply to a passenger in a sleeper berth, as defined in subdivision (x) of Section 1201 of Title 13 of the California Code of Regulations."</p> <p><i>Evidence:</i> Macy Video timestamp 03:11-03:31.</p>
<p>14. Plaintiff Macy then refused to sign the citation &amp; asked for a supervisor.</p> <p><i>Evidence:</i> Bates Decl., ¶5; Macy Dep. 61:22-62:3; Macy Video Transcript 2:1-14; Macy Video timestamp 00:00-00:13;</p>	<p>N. Plaintiff Macy after reading what VC27315(e) was, requested for Officer Bates' supervisor.</p> <p><i>Evidence:</i> Bates Decl., ¶5; Macy Dep. 61:22-62:3; Macy Video Transcript 2:1-14; Macy Video timestamp 00:00-00:13;</p>
<p>15. Approximately ten to eleven minutes had elapsed between</p>	<p>O. Approximately twenty minutes had passed between the time Officer</p>

<p>1 time Plaintiff Macy &amp; Officer Bates</p> <p>2 pulled over onto the turn off, &amp;</p> <p>3 Plaintiff Macy's request for a</p> <p>4 Officer Bates's supervisor.</p> <p>5</p> <p>6 <i>Evidence:</i></p> <p>7 Bates Decl., ¶15;</p>	<p>Bates pulled Plaintiff Macy over &amp;</p> <p>Plaintiff Macy requested for a</p> <p>supervisor.</p> <p><i>Evidence:</i></p> <p>Macy Video Transcript 4:12.</p>
<p>9 16. Had Plaintiff Macy not requested</p> <p>10 Officer Bates's supervisor &amp; signed</p> <p>11 the citation, the traffic stop would</p> <p>12 have been completed.</p> <p>13</p> <p>14 <i>Evidence:</i></p> <p>15 Bates Decl., ¶15;</p>	<p>P. Officer Bates did not request</p> <p>Plaintiff to sign the citation until</p> <p>about 10 minutes after his</p> <p>supervisor had showed up.</p> <p><i>Evidence:</i></p> <p>Macy Video Transcript 15:55.</p>
<p>16 17. Plaintiff Macy request Officer</p> <p>17 Bates's supervisor because it was</p> <p>18 Plaintiff's belief that he had been</p> <p>19 unlawfully detained. He wanted a</p> <p>20 witness to the unlawful detainment</p> <p>21 &amp; to complain about Officer</p> <p>22 Bates's "cold" &amp; "threatening"</p> <p>23 demeanor. He believed he was</p> <p>24 being targeted due to a dispute</p> <p>25 with an unrelated third party, &amp; the</p> <p>26 supervisor would determine that</p>	<p>Q. Plaintiff Macy requested Officer</p> <p>Bates's supervisor because he was</p> <p>being unlawfully detained. Officer</p> <p>Bates was trying to issue Plaintiff</p> <p>Macy a ticket for Violations(c): CT:</p> <p>001 VC27315(e)-I : No Seat Belt</p> <p>(Over 16 Yrs Old). Officer Bates's</p> <p>own ticket even states that</p> <p>"27315(e)vc 4th Passenger <b>secured</b></p> <p>by a non-factory equipped seat</p> <p>belt" Plaintiff Macy hoped that a</p>



1 2 3 4 5 6 7	<p>the citation was incorrect &amp; would "let him [Macy] go."</p> <p><i>Evidence:</i> Macy Dep. 42:7-46:18; 47:2-50:2; 53:1-22.</p>	<p>supervisor would determine that the citation was false.</p> <p><i>Evidence:</i> Macy Dep. 42:7-46:18; 47:2-50:2; 53:1-22.</p>
8 9 10 11 12	<p>18. Plaintiff Macy wanted to avoid being issued the citation.</p> <p><i>Evidence:</i> Macy Dep. 39-12-13; 51:17-53:22.</p>	<p>R. Plaintiff Macy wanted to avoid being issued a false citation.</p> <p><i>Evidence:</i> Macy Dep. 39-12-13; 51:17-53:22.</p>
13 14 15 16 17 18 19 20 21	<p>19. Once Plaintiff Macy requested a supervisor, Officer Bates, returned to the patrol vehicle &amp; contacted the on-duty supervisor, Sergeant O'Brien.</p> <p><i>Evidence:</i> Bates Decl., ¶6 Declaration of Jeffrey O'Brien, ¶3</p>	<p>S. Officer Bates was in his patrol vehicle the whole time while waiting for the on-duty supervisor, Sergeant O'Brien to show up.</p> <p><i>Evidence:</i> Macy Video Transcript 0:00-4:22</p>
22 23 24 25 26	<p>20. At about 13:10, Sgt. O'Brien acknowledge the call for a supervisor &amp; proceed to travel to the location of the traffic stop.</p>	<p>T. Plaintiff Macy waited for a supervisor to show up.</p>

<p><i>Evidence:</i> Bates Decl., ¶16; O'Brien Decl., ¶13</p>	<p><i>Evidence:</i> Macy Video Transcript 0:00-4:22</p>
<p>21. In the interim, while waiting for supervisor to arrive, Plaintiff Macy had exited the truck, &amp; was holding his cell phone &amp; utilizing it to record the stop.</p>	<p>U. Plaintiff Macy used his phone to record the illegal stop.</p>
<p><i>Evidence:</i> Bates Decl., ¶16; Macy Dep. 61:22-62:16.; Macy Video Transcript 2:1-14; Macy Video timestamp 00:00-00:13</p>	<p><i>Evidence</i> Macy Video Transcript 0:00-27:10</p>
<p>22. Sgt. O'Brien arrived at the stop location at 13:18.</p>	<p>V. Supervisor Sergeant O'Brien arrived at the stop location.</p>
<p><i>Evidence:</i> Bates Decl., ¶17; O'Brien Decl., ¶14</p>	<p><i>Evidence:</i> Macy Video Transcript 4:12.</p>
<p>23. Plaintiff Macy was standing by his truck when Sgt. O'Brien arrived at the scene.</p>	<p>W. Plaintiff Macy was standing at the back of his truck when Supervisor Sergeant O'Brien arrived.</p>
<p><i>Evidence:</i> Bates Decl., ¶17; O'Brien Decl., ¶14; Macy Video timestamp 04:05-04:09.</p>	<p><i>Evidence:</i> Macy Video Transcript 4:12.</p>

<p>24. Upon arriving Sgt. O'Brien contacted Plaintiff Macy, who immediately told Sgt. O'Brien that he "was not happy about getting pulled over."</p> <p><i>Evidence:</i> Bates Decl., ¶7; O'Brien Decl., ¶4; Macy Video Transcript, 5:10-13; Macy Video timestamp 04:09-04:19</p>	<p>X. Sergeant O'Brien exited his Patrol Vehicle &amp; asked Plaintiff "how are you doing sir" &amp; Plaintiff responded, "well I'm not happy about getting pulled over."</p> <p><i>Evidence:</i> Macy Video Transcript 4:15.</p>
<p>25. Plaintiff Macy then addressed his concerns about the enforcement contact &amp; the validity of the citation with Sgt. O'Brien for about three minutes.</p> <p><i>Evidence:</i> Bates Decl., ¶7; O'Brien Decl., ¶4; Macy Video Transcript 5:14-11:18; Macy Video timestamp 04:15-07:02</p>	<p>Y. Plaintiff Macy informed Sergeant O'Brien that Officer Bates refused to give Plaintiff Macy a business card. Plaintiff Macy further explained to Sergeant O'Brien that Officer Bates was trying to issue him a false ticket.</p> <p><i>Evidence:</i> Macy Video Transcript 4:15-5:44.</p>
<p>26. Thereafter, Sgt. O'Brien conferred with Officer Bates regarding the stop for about two minutes.</p>	<p>Z. Sergeant O'Brien went to confer with Officer Bates after Sgt. O'Brien not allowing Plaintiff to record;</p>

<p>Evidence:</p> <p>Bates Decl., ¶7 O'Brien Decl., ¶4;</p> <p>Macy Video timestamp 07:02-09:09.</p>	<p>Plaintiff went to get his son to record the stop instead.</p> <p>Evidence:</p> <p>Macy Video Transcript 7:02-9:12.</p>
<p>27. Once Sgt. O'Brien finishing conferring with Ofc Bates, Sgt. O'Brien returned to speak with Plaintiff Macy.</p> <p>Evidence:</p> <p>Bates Decl., ¶7; O'Brien Decl., ¶4;</p> <p>Macy Video timestamp at 09:10</p>	<p>27. Sergeant O'Brien walked back over to talk with Plaintiff Macy.</p> <p>Evidence:</p> <p>Macy Video timestamp 9:12.</p>
<p>28. Sgt. O'Brien attempted to explain to Plaintiff Macy the rationale for the stop &amp; the reasoning behind the citation.</p> <p>Evidence:</p> <p>Bates Decl., ¶7; O'Brien Decl., ¶4;</p> <p>Macy Video Transcript 13:14-17; Macy Video timestamp 09:10-09:23</p>	<p>28. Sergeant O'Brien explained why Plaintiff Macy was pulled over &amp; was being issued a citation violation.</p> <p>Evidence:</p> <p>Bates Decl., ¶7; O'Brien Decl., ¶4;</p> <p>Macy Video Transcript 13:14-17; Macy Video timestamp 09:10-09:23</p>

<p>29. Unpersuaded to by Sgt. O'Brien's explanation, Plaintiff Macy proceeded to dispute the citation with Sgt. O'Brien &amp; Officer Bates, arguing the validity of the stop &amp; the citation.</p> <p><i>Evidence:</i></p> <p>Bates Decl., ¶7; O'Brien Decl., ¶4; Macy Video Transcript 13:14-50:12; Macy Video timestamp beginning at 09:24 and continuing to end at 26:56.</p>	<p>29. Plaintiff Macy tried to explain to Sergeant O'Brien &amp; Bates as to why this was illegal detainment &amp; a false ticket.</p> <p><i>Evidence:</i></p> <p>Bates Decl., ¶7; O'Brien Decl., ¶4; Macy Video Transcript 13:14-50:12; Macy Video timestamp beginning at 09:24 and continuing to end at 26:56.</p>
<p>30. About three minutes into Plaintiff's Macy's arguing the citation, Officer Bates, stepped up on the truck's side step to look into the cab &amp; the subject seatbelt.</p> <p><i>Evidence:</i></p> <p>Bates Decl., ¶8; Macy Video timestamp 11:10-11:25.</p>	<p>30. Officer Bates stepped up onto Plaintiff's box truck side step, put his hand inside the vehicle, &amp; leaned into the vehicle; investigating without consent from the vehicle owner.</p> <p><i>Evidence:</i></p> <p>Macy Video transcript 11:10-11:25.</p>
<p>31. Officer Bates head entered the cab, but his feet remained on the box truck's side step. Officer Bates'</p>	<p>31. Officer Bates Head &amp; Hand entered Plaintiff's vehicle. Officer Bates did not seek Plaintiff Macy's consent before entering the vehicle.</p>

<p>inspection took approximately fifteen seconds.</p> <p><i>Evidence:</i> Bates Decl., ¶18; Macy Video timestamp 11:10-11:25.</p>	<p><i>Evidence:</i> Macy Video transcript 11:10-11:25.</p>
<p>32. A couple of minutes passed as Plaintiff Macy continued to argue the citation, when he verbally consented to an additional search &amp; instructed the passengers in the box truck to exit the cab.</p> <p><i>Evidence:</i> Bates Decl., ¶19; O'Brien Decl., ¶15; Macy Video Transcript 21:21-24. Macy Video timestamp 13:08-13:12</p>	<p>32. Officer Bates conducted a search without initial consent when he stepped up onto Plaintiff's vehicle &amp; leaned into the vehicle with his upper body, &amp; hand was inside the cab. During the second search, Officer Bates asked, "Could I get the passengers out, so I could inspect it?" Plaintiff Macy then replied, "Sure, come on out guys."</p> <p><i>Evidence:</i> Macy Video Transcript 13:11-15.</p>
<p>33. The second search by Officer Bates &amp; Sgt. O'Brien lasted approximately thirty seconds, without either of them entering the</p>	<p>33. The second search by Officer Bates &amp; Sergeant O'Brien lasted about thirty seconds; &amp; Officer Bates took a photo of the seatbelt, but</p>

<p>1 cab; &amp; Officer Bates taking a single</p> <p>2 photo of the subject seatbelt.</p> <p>3</p> <p>4</p> <p>5 <i>Evidence:</i></p> <p>6 Bates Decl., ¶8; O'Brien Decl., ¶5;</p> <p>7 Macy Video timestamp 13:32-13:59</p> <p>8</p>	<p>never provided Plaintiff the picture as</p> <p>requested.</p> <p><i>Evidence:</i></p> <p>Macy Video timestamp 13:32-13:59</p>
<p>9 34. During the brief inspections,</p> <p>10 nothing within the cab was moved</p> <p>11 or disturbed &amp; no property was</p> <p>12 taken.</p> <p>13</p> <p>14 <i>Evidence:</i></p> <p>15 Bates Decl., ¶9; O'Brien Decl., ¶5;</p> <p>16 Macy Video timestamp 11:10-11:25;</p> <p>17 13:32-13:59</p>	<p>34. Officer Bates took a picture of</p> <p>Plaintiff's Vehicle.</p> <p><i>Evidence:</i></p> <p>Macy Video timestamp 13:32-13:59</p>
<p>18 35. For about the next twelve minutes,</p> <p>19 Plaintiff Macy continued to dispute</p> <p>20 the validity of the citation &amp;</p> <p>21 informed the officers that he would</p> <p>22 seek a complaint against Officer</p> <p>23 Bates.</p> <p>24</p> <p>25 <i>Evidence:</i></p> <p>26</p> <p>27</p>	<p>35. Plaintiff Macy continued to explain</p> <p>why the ticket was false &amp; why this</p> <p>was an illegal detainment.</p> <p><i>Evidence:</i></p> <p>Macy Video timestamp 14:00-26:55.</p>

<p>Bates Decl., ¶10; O'Brien Decl., ¶16; Macy Video Transcript 22:19-50:12; Macy Video timestamp 14:00-26:55.</p>	
<p>36. Plaintiff Macy finally discontinued arguing &amp; the enforcement stop concluded.</p> <p><i>Evidence:</i> Bates Decl., ¶10; O'Brien Decl., ¶16 Macy Video Transcript 22:19-50:12; Macy Video timestamp 26:53-26:56.</p>	<p>36. The Traffic stop concluded</p> <p><i>Evidence:</i> Bates Decl., ¶10; O'Brien Decl., ¶16 Macy Video Transcript 22:19-50:12; Macy Video timestamp 26:53-26:56.</p>
<p>37. At 13:47, almost thirty minutes after Sgt. O'Brien's arrival, both officers cleared the incident with CHP dispatch.</p> <p><i>Evidence:</i> Bates Decl., ¶10; O'Brien Decl., ¶16</p>	<p>37. Plaintiff Macy &amp; Family were free to go.</p> <p><i>Evidence:</i> Macy Video Timestamp: 27:05</p>
<p>38. At no time did either officer use profanity, use force, or place Plaintiff in handcuffs.</p> <p><i>Evidence:</i></p>	<p>38. Plaintiff was illegally detained for over an hour.</p> <p><i>Evidence:</i> Macy Video Timestamp: 0:00-27:10</p>



<p>Bates Decl., ¶11; O'Brien Decl., ¶7; Entirety of Macy Video Transcript &amp; Macy Video;</p>	
<p>39. During the entirety of the stop, the officers were cordial without raising their voices.</p> <p><i>Evidence:</i> Bates Decl., ¶11; O'Brien Decl., ¶5; Entirety of Macy Video Transcript &amp; Macy Video;</p>	<p>39. Officer Bates refused to identify himself when requested by Plaintiff Macy.</p> <p><i>Evidence:</i> Macy video timestamp 0:50 12:15-12:45 16:25-17:00.</p>
<p>40. The traffic enforcement stop lasted just over fifty minutes, of which about forty minutes elapsed after Plaintiff Macy requested a supervisor &amp; he refused to sign the notice to appear.</p> <p><i>Evidence:</i> Bates Decl., ¶12; O'Brien Decl., ¶8; Entirety of Macy Video.</p>	<p>40. The illegal detainment lasted over an hour.</p> <p><i>Evidence:</i> Entirety of Macy Video.</p>
<p>41. Plaintiff Second Amended Complaint appears to allege 42 U.S.C. §1932, 1985 &amp; 1988 Violations of Civil Rights, on various grounds.</p>	<p>41. Plaintiff Macy's Second Amended Complaint alleged multiple civil rights violations.</p>

<i>Evidence:</i> Second Amended Complaint (SAC) ECF 18, Exhibit A to Hernandez Decl.	<i>Evidence:</i> Second Amended Complaint (SAC)
42. After a screening & order, the Court dismissed all other claims & only allowed Plaintiff to proceed with the Sixth Cause of Action, alleging against both Defendants: (a) prolonged stop; & (b) unlawful search & seizure.	Plaintiff Macy was only allowed to proceed in Court with the Sixth Cause of Action alleged against both Defendants: (a) prolonged stop; & (b) unlawful search & seizure.
<i>Evidence:</i> Magistrate Judges Interim Report & Recommendation, ECF 23, Section F, pp. 14-17, attached as Exhibit B to Hernandez Decl.; Order Accepting Report & Recommendation, ECF 25, attached as Exhibit C to Hernandez Decl.	<i>Evidence:</i> Magistrate Judges Interim Report & Recommendation, ECF 23, Section F, pp. 14-17, attached as Exhibit B to Hernandez Decl.; Order Accepting Report & Recommendation, ECF 25, attached as Exhibit C to Hernandez Decl.

Respectfully Submitted,

By Plaintiff: Jeff Macy

Jeff Macy

(Bible Translator & Director of Religious Organization 1611Bible.us)

Dated: 2/17/25

**DECLARATION OF SERVICE BY E-MAIL**

**Case Name:** Macy, Jeff, v. California Highway Patrol, et al.

**Case No.:** 5:23-CV-02245-RGK-BFM

I declare:

1. I am at least 18 years old.

a. My residence or business address is: P.O. Box # 433, Twin Peaks, CA 92391.

b. My electronic service address is: Jerushastar@gmail.com.

2. I electronically served the following documents: **STATEMENT OF GENUINE DISPUTES OF MATERIAL FACT.**

3. I electronically served the documents listed in 2 as follows:

a. Name of person served: Julio Hernandez & Donna Kulczyk.

On behalf of: Defendants California Highway Patrol, Officer Christopher Bates, Supervisor Officer Sergeant Jeffrey O'Brien, & Does 1-10

b. Electronic service address of person(s) served:

Julio.hernandez@doj.ca.gov & Donna.kulczyk@doj.ca.gov

c. On:

Date: 2/17/25

I declare under penalty of perjury under the laws of the State of California that the foregoing is true & correct.

Declarant: Jerusha Macy

Jerusha Macy